

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF FEBRUARY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 1174 of 1996

Between:

Janipalli Saheb, S/o. Gangayya, Assistant 'C'
National Insurance Company Ltd., Divisional Office No. 11,
Dwarakanagar, Visakhapatnam.

..... PETITIONER

AND

- 1 National Insurance Company Ltd., Rep. Chairman-cum-M.D.,
3, Middleton Street, Calcutta.
- 2 Regional Manager, Hyderabad Regional Office,
National Insurance Company Ltd., Hyderabad.
- 3 Senior Divisional Manager, National Insurance Company Ltd.,
Divisional Office No.11, Visakhapatnam.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus or any other appropriate Writ, Order or direction declaring the Lr.No. PERS: KRS:MK:H-27:94 2154 of the 2nd respondent as also the action of the respondents in not fixing his pay on par with the pay being drawn by Sarvasri M.Rama Rao and M.V.Ramana working as Asst. "C" in the office of the 3rd respondent as illegal, arbitrary etc

Counsel for the Petitioner : MR.V.V.L.N.SARMA

Counsel for the Respondents : MR.B.V.RAMA MOHAN RAO

The Court made the following ORDER:

This writ petition is filed seeking to issue a writ of Mandamus directing the respondents to fix the pay of the petitioner on par with the salary drawn by Sri M.Rama Rao and Sri M.V.Ramana in the cadre of Assistants 'C' in the office of the 3rd respondent.

The only grievance of the petitioner is that though he is entitled to fixation of pay on par with one Sri M.Rama Rao and M.V.Ramana in the cadre of assistants 'C', his case was not considered on par with them. It is the specific case of the petitioner that the case of those two persons was considered by the Assistant Manager in his letter dated 1.6.1994 addressed to the Senior Divisional Manager, Visakhapatnam. In this regard, the petitioner made several representations, but in vain. No counter is filed by the respondents and the representations made by the petitioner were not considered and disposed of even till date.

In the circumstances, without going into the merits of the case, the respondents are directed to examine the representation purported to have been made by the petitioner in this regard and pass appropriate orders as per law and communicate the same to the petitioner within a period of three months from today.

Accordingly, the writ petition is disposed of. No costs.

(C.V.RAMULU, J)

04.02.2005

bsv

To

- 1 The Chairman-cum-Managing Director, National Insurance Company Ltd., 3, Middleton Street, Calcutta.
- 2 The Regional Manager, Hyderabad Regional Office, National Insurance Company Ltd., Hyderabad.
- 3 The Senior Divisional Manager, National Insurance Company Ltd., Divisional Office No.11, Visakhapatnam.
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